IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE ELIPE DHARMA RAO**

**WRIT PETITION NO : 4253 of 2005**

Between:

P.Badari Narayana, s/o P.Devaiah,
Trustee of Sri Munnur Kapu Vidyarthi Vasathi Gruham, Kachiguda, Hyderabad.

**..... PETITIONER**

AND

1 The Regional Joint Commissioner of Endowments, Multi Zone -III, Hyderabad.
2 The Commissioner of Endowments, Tilak Road, Boggulakunta, Abids, Hyderabad.
3 Sri K.Hanumantha Rao, s/o Yadaiah,
4 Sri S.Narsing Rao, s/o Narsing Rao,
5 Sri M.Hanumantha Rao, s/o Satyanarayana,
6 Sri P.Rama Rao, s/o Dasaraiah,
7 Smt.Suvarna, w/o Janaiah,
8 Smt.Bhagya Lakshmi, w/o Lakshmi Chandra Sekhar,
(respondents 3 to 8 all are ex-trustees of Sri Munnur Kapu Vidyarthi Vasathi Gruham, Kachiguda, Hyderabad.)

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction, more particularly a writ in the nature of writ of mandamus declaring the action of the 1st respondent in issuing the impugned order in Rc.No.A/1976/04, dated 30-12-2004 permitting the respondents 3 to 8 to continue in the office till a new trust board is constituted as bad, illegal, arbitrary, oppose to law and without jurisdiction and pass such other order or orders as this Hon'ble Court may deem fit and proper.

**Counsel for the Petitioner: MR.M.VIDYASAGAR**

**Counsel for the Respondent No.: GP FOR ENDOWMENTS**

**The Court at the stage of admission made the following :**

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***ORAL ORDER:***

Heard both sides.

In this Writ Petition, the petitioner is seeking a writ of Mandamus, declaring the action of the first respondent in issuing the impugned order dated 30.12.2004 permitting the respondents 3 to 8 to continue in the office till a new trust board is constituted as bad, illegal and without jurisdiction.

The learned counsel appearing for the respondents submits that the appointment of the Executive Officer was made vide Rc No. E!/8742/2005 dated 16.3.2005 and he has already assumed charge, therefore, nothing survives in this writ petition and the writ petition has become infructuous.

Recording the said statement, this Writ Petition is dismissed as infructuous. No order as to costs.

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ELIPE DHARMA RAO,J

DATED: 25.04.2005

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To

1 The Regional Joint Commissioner of Endowments, Multi Zone-III, Hyderabad.
2 The Commissioner of Endowments, Tilak Road, Boggulakunta, Abids, Hyderabad.

3. Two CCs to G.P. for Endowments, High Court of A.P., Hyderabad, (OUT)

4. Two CD copies.